

## §40(a).

The Bank Commissioner's Office advises that there are no existing savings institutions having capital stock. Therefore, the phrase "hereinafter incorporated," which acted as a "grandfather clause" exception, is deleted as obsolete. See the revisor's note to §6-112 of this subtitle.

Present §40(d), which contains special provisions for Calvert County, is retained there for eventual allocation to the Business Regulation Article.

For an explanation of the deletion of "savings bank," see the revisor's note to §6-101(h) of this subtitle.

## 6-107. GUARANTY FUND.

## (A) INITIAL GUARANTY FUND.

A SAVINGS INSTITUTION SHALL HAVE AN INITIAL CASH GUARANTY FUND IN AN AMOUNT NOT LESS THAN:

(1) THE MINIMUM AMOUNT OF CAPITAL STOCK REQUIRED FOR FORMATION OF A STATE BANK IN THE SAME MUNICIPAL AREA; AND

(2) ANY GREATER AMOUNT WHICH THE COMMISSIONER DETERMINES IS NECESSARY TO MAINTAIN THE SOLVENCY OF THE SAVINGS INSTITUTION.

## (B) TRANSFERABLE DEFERRED PAYMENT CERTIFICATES.

(1) THE MONEY PAID INTO THE SAVINGS INSTITUTION AS INITIAL GUARANTY FUNDS SHALL BE EVIDENCED BY TRANSFERABLE DEFERRED PAYMENT CERTIFICATES.

(2) THE FOLLOWING SHALL REQUIRE THE APPROVAL OF THE COMMISSIONER:

(I) THE FORM OF THE CERTIFICATES;

(II) THE RATE OF INTEREST WHICH THE HOLDER OF A CERTIFICATE IS ENTITLED TO RECEIVE; AND

(III) THE TERMS UNDER WHICH AND THE PRO RATA INSTALLMENTS BY WHICH THE HOLDER OF A CERTIFICATE MAY BE REPAYED.

## (C) MINIMUM GUARANTY FUND - SAVINGS INSTITUTIONS.